



Curtis L. Harrington
6300 State University Drive, Suite 250
Long Beach, California 90815
(562)594-9784; (714)374-9549; Fax(562)594-4414
PATENTAX®

April 12, 2005

Box Amendment
Commissioner of Patents & Trademarks
P.O. Box 1450, Alexandria, VA 22313-1450

PATENT
Docket No: 13364 Stat
Date: April 12, 2005

Dear Sir,

Accompanying this letter is an office action relating to the **utility** patent application of Patko, Burnam, Tam and Dabney for **PORTABLE CO-OXIMETER**, 09/752,502 The action consisting of: (1) 14 pages of response, (2) cover letter, & (3) an acknowledgement Post card. dkt: 13364-STAT. Express Mail EV 329 193 186 US

This amendment is submitted in response to an office action communication received on 11/18/2004. Accordingly, this document is

X timely;

 late by 2 month. If late, enclosed is a check for \$ 00.00 in payment of the extension fee pursuant to 37 C.F.A. section 1.17.

The response:

XX does not add claims requiring payment of an additional fee;

 does add claims requiring payment of an additional fee, which fee is calculated below.

Commissioner of Patents and Trademarks
April 12, 2005
Page 2

The additional fees have been calculated as follows:

Excess Claims Fees

	Number <u>current</u>	Number <u>previous</u>	Rate
--	--------------------------	---------------------------	------

Total
claims: **24** - 52 = 0 x \$ 25 = \$ **0**

Independent
claims: **2** - 5 = 0 x \$100 = \$ **0**

\$ 0

Should any additional fee be required or should any excess fee be paid, please charge or credit such amounts to charge account no. 08-0765.

Respectfully,



Curt Harrington
Reg. No. 31,456

Enclosures 1. Acknowledgment postcard
 2. Amendment (14 pages)